

IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF CALIFORNIA

LOUIE MORENO, JR.,

Petitioner,

vs.

SCOTT KERNAN, Warden,

Respondent.

No. 2:04-cv-00289-JKS-DAD

JUDGMENT

The Court having entered its Order of even date herewith adopting the Findings and Recommendations of the Magistrate Judge disposing of all issues presented by the petition,

**IT IS ORDERED, ADJUDGED AND DECREED THAT** the Petition Under 28 U.S.C. § 2254 for Writ of Habeas Corpus is **GRANTED**.

**IT IS FURTHER ORDERED THAT**, unless the State of California retries Petitioner Louie Moreno, Jr. within a reasonable time consistent with California's speedy trial requirements after the judgment in this case becomes final upon direct review, Petitioner must be released from custody.

Dated: January 16, 2008

s/ James K. Singleton, Jr.  
JAMES K. SINGLETON, JR.  
United States District Judge